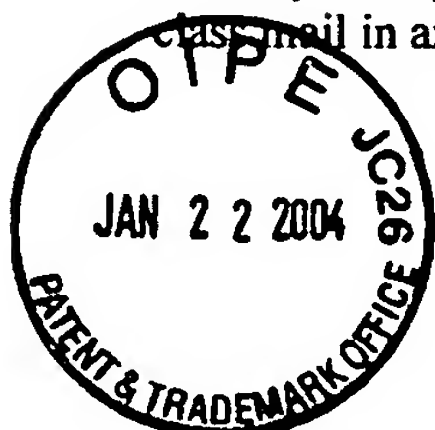


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2877/\$

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 20, 2004.



By: Kim A. Cabello  
Kim A. Cabello

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PATENT APPLICATION**

Inventor(s): Gene GOULD and Michael J. CONRAD  
Appln. No.: 10 | 039,769  
Series Code ↑ | Serial No. ↑

Group Art Unit 2877  
Examiner: Khaled BROWN  
Atty. Dkt. 016417 | 272123  
C-M | Client Ref

Filed: December 31, 2001  
Mail Stop Non-Fee Amendment  
Hon. Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Appln. Title: SCANNING SPECTROPHOTOMETER  
FOR HIGH THROUGHPUT  
FLUORESCENCE DETECTION AND  
FLUORESCENCE POLARIZATION

Sir:

**REPLY/AMENDMENT/LETTER**

Date: January 20, 2004

This is a reply/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is treated as the signature to the attachment in absence of a signature thereto.

**FEE REQUIREMENTS FOR CLAIMS AS AMENDED**

1. Small Entity claim  
A. ☐ NOT made  
B. ☐ Withdrawn  
C. ☐ made herewith  
D. ☒ made previously  
For B & C See Required Separate Paper (Pat-256)

Claims remaining after amendment	Highest number previously paid for	Present Extra	Large/Small Entity	Additional Fee	Fee Code Lg/Sm
2. Total Effective Claims	69	**minus 65	4	x \$18/\$9 = + \$36	1202/2202
3. Independent Claims	6	***minus 6	0	x \$86/\$43 = + \$0	1201/2201
4. If amendment enters proper multiple dependent claim(s) into this application for first time (leave blank if this is a reissue application)..... add				+ \$290/\$145 = + \$0	1203/2203
5. Original due Date: October 17, 2003		<input type="checkbox"/> NONE			
6. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached		(1 mo) \$110/\$55 = (2 mos) \$420/\$210 = (3 mos) \$950/\$475 = (4 mos) \$1,480/\$740 = (5 mos) \$2,010/\$1,005 =	+ \$740		1251/2251 1252/2252 1253/2253 1254/2254 1255/2255
7. Enter any previous extension fee paid since above original due date and subtract			- \$0		
8. Extension Fee				+ \$475	
9. If Terminal Disclaimer attached, add Rule 20(d) official fee .....				+ \$110/\$55 + \$0	1814/2814
10. If IDS attached requires Official Fee under Rule 97 (c), ..... add				+ \$180	1806
or if Rule 97(d) Request ..... add				+ \$180	1806
11. After-Final Request Fee per rules 129(a) and 17(r) .....				+ \$770/385	1809/2809
12. No. of additional inventions for examination per Rule 129(b) .....				x \$770/385 ea	1810/2810
13. Request for Continued Examination (RCE) .....				+ \$770/385	1801/2801
14. Petition fee for .....				+ \$0	

**TOTAL FEE = \$481**

**PLEASE CHARGE OUR DEP. ACCT**

15.  
16. \*If the entry in this space is less than entry in next space, the "Present Extra" result is "0".  
17. \*\*If the "Highest number previously paid for" in this space is less than 20, write "20" in this space.  
18. \*\*\*If the "Highest number previously paid for" in this space is less than 3, write "3" in this space.

01/27/2004 HABDELR1 00000099 502212 10039769

02 FC:2253 475.00 DA

Our Deposit Account No. 50-2212)  
(Our Order No. 016417 | 272123  
C# | M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

Query: Is appeal deadline now? If so, file Notice of Appeals separately.
--------------------------------------------------------------------------

11682 El Camino Real  
Suite 200  
San Diego, CA 92130-2092  
Tel: (619) 234-5000  
Atty/Sec: VJC/kac

Pillsbury Winthrop LLP  
Intellectual Property Group

By Atty: Victor J. Catellucci

Reg. No. 43,535

Sig: 

Fax: (858) 509-4010

Tel: (858) 509-4007

**NOTE: File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION OF

Gene GOULD and Michael J. CONRAD

Appln. No.: 10/039,769

Filed: December 31, 2001

Title: SCANNING SPECTROPHOTOMETER FOR  
HIGH THROUGHPUT FLUORESCENCE  
DETECTION AND FLUORESCENCE  
POLARIZATION

Atty. Docket No.: 016417-272123

) Examiner: Khaled BROWN

) Group Art Unit: 2877

) Certificate of Mailing Under 37 C.F.R. §1.8

) I hereby certify that this correspondence along with  
) any paper referred to as being attached) is being  
) mailed to Addressee by service of the United States  
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) Commissioner for Patents, P.O. Box 1450,  
) Alexandria, VA 22313-1450

) By: Kim A. Cabello  
) Kim A. Cabello

) Date: January 20, 2004

REPLY UNDER 37 C.F.R. §1.111(a)

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action dated July 17, 2003, the time for response having been extended to January 20, 2003, (January 17, 2004 having been a Saturday and January 19, 2004 having been a Federal Holiday) by concurrent petition and payment of fee, please amend the above-referenced application as follows:

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks** begin on page 11 of this paper.

RECEIVED  
JAN 29 2004  
TECHNOLOGY CENTER 2300

01/27/2004 WABDELRI 00000099 502212 10039769

01 FC:2202 36.00 DA